

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, NY, on Monday, October 25, 2021 at 7:30 p.m.**

The Village Board meeting was opened at 7:30 p.m. by Mayor Rogers

Deputy Mayor Etu led the Pledge of Allegiance at 7:30pm.

Present: Deborah L. Rogers, Mayor  
Matthew J. Etu, Deputy Mayor  
Eileen A. Torre, Trustee  
David F. Sherman, Trustee  
Christine L. Hunt, Trustee

Also present: Judith A. Kindron, Administrator/Clerk-Treasurer (via zoom)  
Michelle Battino, Deputy Clerk  
Keaton DePriest, Director of Community Development  
Charles Grieco, Village Attorney  
Ben Vilonen, DPW Crew Chief

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Etu, it was moved to approve the minutes of the regular meeting held on October 12, 2021.

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Etu, it was moved to approve the minutes of the special meeting held on October 21, 2021.

Unanimously carried

## **Public Hearing**

*NYS Marijuana Law*

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Etu, it was moved at 7:32 p.m. to open the public hearing portion of the meeting.

Unanimously carried

- 1.) **Edward Knab-128 Garrison Rd.** – Request opt-out. Influence of outlets on young people. Is it a gateway drug? Negative impact on adolescent brain.
- 2.) **Dan Rider- 38 Garden Pkwy.** – Does not feel it is a win fall
- 3.) **Ray Herman – 114 Oakgrove** – Walkable Village, family friendly. Marijuana does not fit, zoning.
- 4.) **John (?)**-169 McNair Rd. – SUNY student, shared a story at Glen Park, Legalization.

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- 5.) **Michael Mesler- 94 Cadman Dr.** – Everything in America is safe.
- 6.) **James R. McKnab-94 Academy St.** -2019 poll show 12% smoke, 50% try it. Insignificant number of people involved.
- 7.) **Chuck Ackers-170 S. Cayuga Rd.** –Revenue issue should be put aside. Bring people
- 8.) **Charles Ciotta (barber) – 5411 Main St.** – Legal, Town will opt-in. It's here, bring it into main stream. Need for rent to legitimate business.
- 9.) **Thomas Frank-5403 Main St.** – quoted Shakespeare & Edgar Allen Poe
- 10.) **Nelson Torre-109 N. Ellicott** – No downside to take a wait & see approach. Economics, not a great deal of money.
- 11.) **Ken Gardner-125 Brookedge-** Caffeine, alcohol, wine – Hemp plant. No downside to having a dispensary, lived here 65 years, opt in. Cannabis, regulated 21 & above
- 12.) **Christine Petrie-135 Los Robles** – Mother of 2 H.S. students. All for it (dispensary) maybe not site. Does not feel this will make it more available.
- 13.) **Jon Nickerson-66 Pasadena Pl.**-Social ramifications, what do we want Village to do about it? Look at the positives of not having a marijuana presence.
- 14.) **Lisa Sandquist-84 Aspenwood Pl., Tonawanda-** Would rather but it form a dispensary where it is regulated.
- 15.) **Jennifer Tudor-167 Hirschfield** – Feel Village should opt in
- 16.) **Joe Voytovich-35 Bucyrus** – Against this process, ban it
- 17.) **Judy Catalano-57 Park Club Lane** – not totally against it. Responsibility of parents to watch out for their children.
- 18.) **John Richard-46 (?)** – Times have changed

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Etu, it was moved at 8:48 p.m. to continue this public hearing at the 11/8/21 meeting.

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Etu, it was moved at 8:49 p.m. to open the public participation portion of the meeting.

Unanimously carried

Member(s) of the audience who addressed the Board and their comment(s) [*Board of Trustees' comments are in italics*]:

- 1.) **Marilyn Alves– 59 Evans St.**- Not helping people with mental health issues, need help, police action, 1 of 7 or 8 neighbors.

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- 2.) **Jane Vohwinkle – 50 N. Long St.** – Read a statement asking for Village Board to intervene Zoning Board decision for neighbor. Gave slides to Keaton to show. Re: proposed fence to be installed. [*Attorney Grieco-this is not a forum for this. This Board has no power to influence Zoning Board of Appeals. If you file an appeal, there could be a stay. That is the process*].
- 3.) **Charlie Ciotta- 5411 Main St. Business District** – Hawk light- 2-3 more customer parking in Village. Improved parking areas. Reduce mph along Main St. Drive around – Wehrle & Sheridan. Help to create a walkable family zone. Park & ride using Glen Park, use a trolley to move people up to Main St. Snow removal – walk thru’s along Main St.
- 4.) **John Richards-46 N. Long St.-** Leveled back yard, worked with CEO.
- 5.) **Amy Alexander-153 Mill St.-** Speeding on Mill St. 79 accidents on Mill St. in the Village over the past 10 years. Alter behavior of drivers on Mill St. elevate crosswalks, stop signs, re stripe.
- 6.) **Bryan O’Neil-12 Mill St.** – Agrees with Amy Alexander about traffic on Mill St. Public works- you guys are awesome!

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Etu, it was moved at 9:36 p.m. to close the public participation.

Unanimously carried

**Report – Mayor Rogers**

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Etu, the following resolution was adopted:

**RESOLVED**, that the following *budget transfers* is hereby made in the *General Fund* for the 2021-2022 fiscal year.

To:	001-1110-4450-0000 (Village Justices/Miscellaneous)	\$	89.00
From:	001-1110-4140-0000 (Village Justices/Translation fees)	\$	89.00
To:	001-1410-2010-0000 (Village Clerk/Computer Software)	\$	138.00
	001-1410-4110-0000 (Village Clerk/Service Contracts)	\$	144.00
	001-1410-4450-0000 (Village Clerk/Miscellaneous)	\$	165.00
From:	001-1410-4010-0000 (Village Clerk/Office Supplies)	\$	447.00
To:	001-1620-4450-0000 (Building/Miscellaneous)	\$	1,317.00
From:	001-1620-4230-0000 (Building/Building Maintenance)	\$	1,317.00
To:	001-3410-2050-0000 (Fire Protection/Turnout Gear)	\$	2,836.00
From:	001-3410-2030-0000 (Fire Protection/Radio Equipment)	\$	2,836.00
To:	001-3410-4160-3406 (Fire Protection/Truck Expense Truck 6)	\$	1,789.00
	001-3410-4160-3405 (Fire Protection/Truck Expense Rescue 5)	\$	895.00

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	001-3410-4160-3401 (Fire Protection/Truck Expense Engine 1)	\$ 1,658.00
	001-3410-4160-3402 (Fire Protection/Truck Expense Engine 2)	\$ 1,658.00
From	001-3410-4160-0000 (Fire Protection/Truck Expense)	\$ 6,000.00
To:	001-3620-2010-0000 (Safety Inspection/Computer Software)	\$ 196.00
	001-3620-4450-0000 (Safety Inspection/Miscellaneous)	\$ 113.00
From:	001-3620-4020-0000 (Safety Inspection/Postage)	\$ 196.00
	001-3620-4110-0000 (Safety Inspection/Service Contracts)	\$ 113.00
To:	001-5110-4161.0900 (Street Maintenance/Repairs2013 Leaf)	\$ 48.00
	001-5110-4161-0901 (Street Maintenance/Repairs 2020 Tahoe)	\$ 1,200.00
	001-5110-4161-0903 (Street Maintenance/Repairs 2015 Dump Truck)	\$ 2,055.00
	001-5110-4161-0904 (Street Maintenance/Repairs 2005 Freightliner)	\$ 944.00
	001-5110-4161-0905 (Street Maintenance/Repairs 2007 Int'l Sander/Plow Dump)	\$ 78.00
	001-5110-4161-0906 (Street Maintenance/Repairs 2007 Int'l 4300 Dump)	\$ 400.00
	001-5110-4161-0908 (Street Maintenance/Repairs 2011 Silverado 3500HD)	\$ 214.00
	001-5110-4161-0909 (Street Maintenance/Repairs 2013 Ford F150)	\$ 420.00
	001-5110-4161-0910 (Street Maintenance/Repairs 2009 Ford F350)	\$ 153.00
	001-5110-4161-0915 (Street Maintenance/Repairs 2013 Ravo Sweeper)	\$ 19.00
	001-5110-4161-0916 (Street Maintenance/Repairs 2013 Chevy 2500HD)	\$ 62.00
	001-5110-4161-0917 (Street Maintenance/Repairs 2018 Chevy 3500HD)	\$ 188.00
	001-5110-4161-0918 (Street Maintenance/Repairs 2010 Ford F350XL)	\$ 1,511.00
	001-5110-4600-0000 (Street Maintenance/Repairs Clothing Allowance)	\$ 450.00
From:	001-5110-4161-0000 (Street Maintenance/Repairs Repairs-Equipment)	\$ 7,292.00
	001-5110-4605-0000 (Street Maintenance/Safety Clothing)	\$ 450.00
To:	001-7110-2010-0000 (Parks/Capital Improvements)	\$ 17,423.00
	001-7110-4165-0000 (Parks/Repairs-Shelter Maint.)	\$ 1,871.00
	001-7110-4169-0000 (Parks/Repairs-Other)	\$ 73.00
	001-7110-4350-0000 (Parks/Pool Supplies)	\$ 338.00
	001-7110-4430-0000 (Parks/Sanitary Waste Disposal)	\$ 100.00
	001-7110-4450-0000 (Parks/Miscellaneous)	\$ 533.00
From:	001-7110-4280-0000 (Parks/Equipment)	\$ 1,000.00
	001-7110-4920-0000 (Parks/CPR & First Aid Training)	\$ 44.00
	001-7110-4360-0000 (Parks/Park Supplies)	\$ 1,871.00
	001-7110-2040-0000 (Parks/Capital Reserve)	\$ 17,423.00
To:	001-7520-4450-0000 (Historical Property/Misc.)	\$ 97.00
From:	001-7520-4030-0000 (Historical Property/Printing & Advertising)	\$ 97.00

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Etu, the following resolution was adopted:

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**RESOLVED**, that the following *budget transfers* is hereby made in the *Glen Park Fund* for the 2021-2022 fiscal year.

To:	009-7141-4163-0000 (Glen Park/Lighting Fixtures)	\$ 3,585.00
	009-7141-4352-0000 (Glen Park/Park Maintenance)	\$ 3,481.00
	009-7141-4430-0000 (Glen Park/Sanitary Waste Disposal)	\$ 380.00
	009-7141-4450-0000 (Glen Park/Miscellaneous)	\$ 3,677.00
From:	009-7141-2010-0000 (Glen Park/Capital Improvements)	\$ 11,123.00

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Etu, the following resolution was adopted:

**RESOLVED**, that the following *budget amendment* is hereby made in the *Glen Park Fund* for the 2021-2022 fiscal year, to account for expenses for memorials.

Increase:	009-0009-2773 (Glen Park/Memorials-Pavers/Benches/Trees)	\$ 725.00
Increase:	009-7141-4490 (Glen Park/Memorials-Pavers/Benches/Trees)	\$ 725.00

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Etu, the following resolution was adopted:

**RESOLVED**, that payroll and vouchers in the amount of \$165,904.16 covering the period from 9/27/2021 – 10/19/2021 are hereby approved as follows:

<b>PAYROLL COVERING - 9/27/2021-10/10/2021</b>	\$ 43,418.97
<b>VOUCHERS COVERING- 10/6/2021-10/19/2021</b>	
<b>GENERAL FUND-</b>	\$ 82,640.78
<b>WATER FUND-</b>	\$ 0.00
<b>SEWER FUND-</b>	\$ 3,374.32
<b>GLEN PARK FUND-</b>	\$ 6,958.98
<b>TRUST &amp; AGENCY FUND-</b>	\$ 11,351.32
<b>DEBT SERVICE-</b>	\$ 0.00
<b>COMMUNITY DEVELOPMENT-</b>	\$ 0.00
<b>CAPITAL FUND-</b>	<u>\$ 18,159.79</u>
	\$ 122,485.19
<b>GRAND TOTAL:</b>	<b>\$ 165,904.16</b>

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**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Etu, the following resolution was adopted:

**RESOLVED**, that Judith A. Kindron is hereby re-appointed as Village Administrator/Clerk-Treasurer from 11/01/2021 – 10/31/2023.

Unanimously carried

**Report – Deputy Mayor Etu**

**ON MOTION** by Deputy Mayor Etu, seconded by Trustee Torre, the following resolution was adopted:

**WHEREAS**, the Village of Williamsville Board of Trustees has previously approved the allocation of the 2020 Community Development Block Grant funds to be applied as follows:

Village Meeting House	\$33,620.00
Glen Park Noll Pavilion Roof	\$10,000.00; and

**WHEREAS**, all exterior improvements to the Village Meeting House have been completed, leaving a balance of \$5,409.37 in the 2020 CDBG fund allocation unused; and

**WHEREAS**, the Village of Williamsville and the Glen Park Joint Board have decided that the \$10,000.00 allocation for the Roof at the Noll Nature Center will not be used at this time; and

**NOW THEREFORE BE IT RESOLVED**, the balance of the 2020 CDBG funds, equaling \$15,409.37, be applied to exterior work at the Historic Lehigh Valley Section House, where work can begin immediately.

Unanimously carried

**Report – Trustee Sherman**

**ON MOTION** by Trustee Sherman, seconded by Deputy Mayor Etu, the following resolution was adopted:

**RESOLVED**, that the official date of *Halloween Trick or Treat* in the Village of Williamsville is hereby designated as Sunday, October 31<sup>st</sup>, 6:00pm – 8:00pm.

Unanimously carried

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**Report – Trustee Torre**

*No Glen Park Joint Board meeting on 11/2/21 (Election Day)*

**ON MOTION** by Trustee Torre, seconded by Deputy Mayor Etu, the following resolution was adopted:

**RESOLVED**, to adopt Local Law #2 of 2021 to amend Chapter 103 (Vehicle and Traffic) reducing the speed limit on Garrison Road, within corporate limits, from 30mph to 25mph.

Unanimously carried

**ON MOTION** by Trustee Torre, seconded by Deputy Mayor Etu, the following resolution was adopted:

**WHEREAS**, the Glen Park Noll Nature Pavilion Roof is in need of repair; and

**WHEREAS**, Village of Williamsville Department of Public Works has the primary responsibility of maintaining Glen Park, as per the agreement with the Town of Amherst; and

**WHEREAS**, three (3) written quotations have been received for this project;

**NOW, THEREFORE, BE IT RESOLVED**, that the project is hereby awarded to AVA Roofing & Siding of Tonawanda, New York for their low bid of \$18,470.00.

Unanimously carried

**ON MOTION** by Trustee Torre, seconded by Deputy Mayor Etu, the following resolution was adopted:

**WHEREAS**, vehicles speeding on Evans Street have become increasingly dangerous; and

**WHEREAS**, speeding on streets in the Village of Williamsville is a health and safety issue for the residents; and

**WHEREAS**, Evans Street is an Erie County Road,

**NOW THEREFORE BE IT RESOLVED**, that the Village of Williamsville would like to apply for a sign permit from Erie County allowing the Village to install a flashing speed sign, that the Village will maintain, on Evans Street in the Village of Williamsville.

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Unanimously carried

**Report – Trustee Hunt**

*Beautification is closing up the gardens*

**Staff Reports:**

*Deputy Treasurer: no report*

*Attorney Greico: no report*

*Administrator Kindron: no report*

*DPW Crew Chief: no report*

***Director of Community Development DePriest:***

*Newsletter is out*

*Saturday Halloween event at Glen Park pavilion 1-3, scavenger hunt, cider & donuts*

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Etu, it was moved to adjourn the meeting at 9:43pm

Unanimously carried

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Judith A. Kindron  
Administrator/Clerk-Treasurer